HEIRS OF DOCTOR SAMUEL KENNEDY.

DECEMBER 23, 1831.

Mr. Standsfer, from the Committee on Revolutionary Claims, made the following

REPORT:

The Committee on Revolutionary Claims, to which was referred the petition of the heirs and legal representatives of Doctor Samuel Kennedy, report:

That a bill for the relief of the petitioners, No. 413, was reported by this committee at the first session of the twenty-first Congress, accompanied by a report, in the principles of which report this committee entirely concur, and incorporate it herewith, and accompany it with a bill for their relief, similar to that which formerly received the assent of the committee.

APRIL 9, 1830.

The Committee on Revolutionary Claims, to which was referred the petition of the heirs of Doctor Samuel Kennedy, report:

The petitioners state that the said Samuel Kennedy joined the revolutionary army in the year 1776, as surgeon, in Colonel Anthony Wayne's regiment; that he continued in the service until some time in 1778, when he died at the military hospital at the Yellow Springs, in Chester county, in the State of Pennsylvania. They allege that he never received any pay for his services, and now claim it, together with bounty land.

Accompanying their petition are a number of letters written by Doctor Kennedy to his wife from various military posts; and from the statements of Doctor Cutting of this city, and of Joseph Anderson, Comptroller of the Treasury, the committee are satisfied that Dr. Kennedy performed the services as stated in the petition, and that he was a valuable and meritorious

officer.

There is, however, no evidence before the committee respecting his pay, nor can any be found on the records in the departments; and it can hardly be presumed that Dr. Kennedy served for a period of two years without receiving any pay; and, although a part may have been due him, the committee can fix upon no data from which to make out a calculation, or arrive at any certainty respecting it. They are, therefore, of opinion that it is inexpedient to allow this part of the claim. They are also of opinion that they are not entitled to bounty land, as there is no law of Congress allowing bounty land, except to such officers and soldiers only who engaged to serve for and during the war, and there is no evidence before the committee that Dr. Kennedy was among that number.

By a resolve of Congress of the 23d of May, 1778, half pay for seven years was granted to the widows or heirs of officers who were slain in battle, or died in the service: this does not appear to have been drawn; and the committee believe them to be entitled to it, and therefore report a bill for

this purpose.

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